

## Message Text

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ACTION COME-00

INFO OCT-01 EUR-12 IO-10 ISO-00 AGR-10 CEA-01 CIAE-00

DODE-00 EB-07 FRB-01 H-02 INR-07 INT-05 L-03 LAB-04

NSAE-00 NSC-05 PA-02 AID-05 CIEP-02 SS-15 STR-04

TAR-01 TRSE-00 USIA-15 PRS-01 SP-02 FEAE-00 OMB-01

/116 W

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R 221644Z DEC 75

FM AMEMBASSY LONDON

TO SECSTATE WASHDC 7615

INFO USDEL MTN GENEVA

UNCLAS SECTION 01 OF 02 LONDON 19607

E.O. 11652: N/A

TAGS: ETRD, UK

SUBJECT: MULTILATERAL TRADE NEGOTIATIONS - MARK OF  
ORIGIN REQUIREMENTS

REF: STATE 285059

1. REFTEL IS ESSENTIALLY CORRECT. UK HAS NO GENERAL  
REQUIREMENT THAT IMPORTED GOODS BE MARKED AS TO  
COUNTRY OF ORIGIN. HOWEVER, THE TRADE DESCRIPTION  
ACT OF 1972 (NOT A 1968 ACT AS IN REFTEL) MAKES IT  
AN OFFENSE FOR ANY PERSON TO SUPPLY OR OFFER TO SUPPLY  
GOODS MANUFACTURED OUTSIDE THE UK WHICH BEAR A UK  
NAME OR MARK (OR ANY NAME OR MARK LIKELY TO BE TAKEN  
FOR A UK NAME OR MARK) UNLESS THE NAME OR MARK IS  
ACCOMPANIED BY A CONSPICUOUS INDICATION OF THE COUNTRY  
OR ORIGIN.

2. THIS REQUIREMENT DOES NOT APPLY TO A NAME OR MARK  
WHICH IS NEITHER VISIBLE WHEN THE GOODS ARE SUPPLIED  
OR NOT LIKELY TO BECOME VISIBLE ON ANY REASONABLE  
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INSPECTION OF THE GOODS BY A PROSPECTIVE PURCHASER.

IN ADDITION, THE REQUIREMENT DOES NOT APPLY TO ADVERTISEMENTS OR SECOND HAND GOODS.

3. THE STATED PURPOSE OF THE ACT IS TO ENSURE THAT THE PUBLIC IS NOT MISLED BY THE USE OF UK NAMES OR MARKS INTO BELIEVING THAT IMPORTED GOODS WERE MADE IN THE UK. A UK NAME OR MARK IS DEFINED AS:

- (A) THE NAME OF ANY PERSON CARRYING ON A TRADE OR BUSINESS IN THE UNITED KINGDOM;
- (B) THE NAME OF ANY PART OF, OR AREA, PLACE, OR GEOGRAPHICAL FEATURE IN, THE UK;
- (C) A TRADE MARK OF WHICH A PERSON CARRYING ON A TRADE OR BUSINESS IN THE UK IS THE PROPRIETOR OR REGISTERED USER; AND
- (D) A CERTIFICATION TRADE MARK OF WHICH A PERSON IN THE UK IS THE PROPRIETOR.

4. THE ACT DOES NOT REQUIRE THE INDICATION OF ORIGIN TO BE MADE AT THE TIME OF IMPORT, BUT ONLY WHEN THE GOODS ARE SUPPLIED OR OFFERED FOR SUPPLY IN THE UK. NOR DOES IT SPECIFY HOW THE COUNTRY OF ORIGIN IS TO BE MARKED; THIS CAN BE DONE IN ANY MANNER CONVENIENT TO THE SUPPLIER PROVIDED THAT IT ACCOMPANIES THE UK NAME OR MARK AND IS CONSPICUOUS.

5. FOR THE PURPOSE OF THE ACT, THE COUNTRY OF ORIGIN IS THE COUNTRY IN WHICH THE GOODS LAST UNDERWENT A TREATMENT OR PROCESS RESULTING IN A SUBSTANTIAL CHANGE.

6. THE SECRETARY OF STATE HAS POWERS TO EXEMPT GOODS EITHER FULLY OR CONDITIONALLY FROM THE MARKING REQUIREMENTS IF HE IS SATISFIED THAT TO DO SO WOULD NOT MATERIALLY IMPAIR THE INTERESTS OF THE PERSONS TO WHOM THE GOODS MAY BE SUPPLIED. SUCH EXEMPTION MAY BE CONFINED TO A PARTICULAR TYPE OF SUPPLY (E.G., WHOLESALE, RETAIL OR EXPORT) AND MAY BE GIVEN FOR A LIMITED TIME OR INDEFINITELY AND MAY BE WITHDRAWN OR VARIED.

7. THE FOLLOWING GOODS HAVE BEEN FULLY EXEMPTED FROM UNCLASSIFIED

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THE ORIGIN MARKING REQUIREMENTS:

- (A) GOLD AND SILVER ARTICLES ON WHICH THE ONLY UK NAME IS THE HALLMARK.
- (B) BOOKS, PERIODICALS, PRINTED MUSIC AND CATALOGUES.
- (C) PETROLEUM LIQUID PETROLEUM PRODUCTS, PETROLEUM JELLY; PETROLEUM WAX, GREASES AND BITUMEN.

- (D) SEEDS FOR SOWING.
- (E) FERTILIZERS IN CONTAINERS OVER 10 KILOGRAMMES.
- (F) CHEMICALS FALLING WITHIN CH 28 OR 29 OF THE  
CUSTOMS TARIFF 1959.
- (G) DYESTUFFS, COLORING MATTER AND LUMINOPHORES  
IN CH 32.05, 32.06 AND 32.07 OF THE CUSTOMS  
TARIFF 1959.
- (H) NATURAL MICACEOUS IRON OXIDES FALLING WITHIN

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FM AMEMBASSY LONDON

TO SECSTATE WASHDC 7616

INFO USDEL MTN GENEVA

UNCLAS SECTION 02 OF 02 LONDON 19607

- CH 25.09 OF THE CUSTOMS TARIFF 1959.
- (I) MEDICINAL PRODUCTS AS DEFINED IN SECTION  
130 OF THE MEDICINES ACT 1968.
- (J) PARTS FOR MOTOR, AGRICULTURAL, FORESTRY, EARTH-  
MOVING AND LAND LEVELLING VEHICLES.
- (K) PARTS FOR IMPLEMENTS AND MACHINERY FOR USE  
WITH ANY OF THESE VEHICLES.
- (L) PARTS FOR TRAILERS.

8. THE FOLLOWING GOODS ARE CONDITIONALLY EXEMPT -  
SUBJECT TO ADDITIONAL MARKING:

(A) BLENDS AND MIXTURES OF )AN INDICATION MUST BE  
FOODS, AND DRINKS; SETS) GIVEN THAT THE  
OF ARTICLES PREPACKED ) GOODS ARE THE PRODUCE  
FOR SUPPLY TOGETHER ) OF MORE THAN ONE  
 ) COUNTRY AND NO COUNTRY  
 ) MAY BE SPECIFICALLY  
 ) MENTIONED.

(B) PREPACKED BUTTONS ) SUBJECT TO A MARKING  
AND BUCKLES; RADIO ) OF "FOREIGN" "IMPORTED"  
VALVES (I.E. TUBES) ) OR OTHER INDICATION OF  
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) FOREIGN ORIGIN  
(C) PLANT GROWTH REGULATORS)SUBJECT TO A MARKING  
AND ANTI SPROUTING ) OF "FOREIGN" "IMPORT-  
AGENTS;WEED KILLERS, ) ED"OR OTHER INDICA-  
FUNGICIDES, INSECTI- ) TION OF FOREIGN  
CIDES, NEMATOCIDES, ) ORIGIN  
MOLLUSCICIDES, RODEN-  
TICIDES AND OTHER  
PREPARATIONS USED AS  
PESTICIDES.  
(D) FROM 1 JANUARY 1976:- ) TO BE MARKED "IMPORT-  
PREPACKED UNCOOKED ) ED" OR WITH AN INDICA  
SLICED BACON, OTHER ) TION OF THE COUNTRY  
THAN CANNED OR BOTTLED ) OF ORIGIN.  
UNCOOKED SLICED BACON.  
(E) FROM 1 APRIL 1976:- ) TO BE MARKED "IMPORT-  
PREPACKED UNCOOKED ) ED" OR WITH AN INDICA  
BACON JOINTS. ) TION OF THE COUNTRY  
 ) OF ORIGIN.

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## Message Attributes

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